

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

IN RE NATIONAL PRESCRIPTION ) MDL No. 2804  
OPIATE LITIGATION )  
 )  
 ) Case No. 1:17-md-2804  
 )  
THIS DOCUMENT RELATES TO: ) JUDGE DAN AARON POLSTER  
 )  
 )  
*All Cases* )

**JOINT RESPONSE TO ECF. NO. 4801**

Pursuant to the Court's January 3, 2023 Order [ECF No. 4801], Winn-Dixie Stores, Inc. and Winn-Dixie Logistics, Inc. (collectively, "Winn-Dixie") submit this Joint Response concerning the list of known cases against Winn-Dixie Stores, Inc. and Winn-Dixie Logistic, Inc. where the plaintiff-subdivisions: (1) did not serve a PFS to the PFS Repository; and/or (2) did not obtain timely service of process:

Subdivision Name	MDL Case No.	No PFS in Repository <sup>1</sup>	No Timely Service of Process <sup>2</sup>
Baldwin County, AL	1:18-op-45152		X
Bay County, FL	1:18-op-45455		X
Chilton County, AL	1:18-op-45735		X
Albany, GA	1:18-op-46337		X
Bay Minette, AL	1:22-op-45018	X	
Bradenton, FL	1:18-op-46331		X
Clanton, AL	1:18-op-46084		X
Gadsden, AL	1:17-op-45101		X
Miami Gardens, FL	1:18-op-45873		X
Mobile, AL	1:18-op-45076		X
Niceville, FL	3:21-op-45081		X

<sup>1</sup> After a diligent search of the repository, a PFS for the following Plaintiff-Subdivisions were not found.

<sup>2</sup> While certain plaintiff-subdivisions filed Waivers of the Service of Summons into the record, the Waivers were not timely filed under Federal Rule of Civil Procedure 4.

North Miami, FL	1:18-op-45872		X
Northport, AL	1:20-op-45272	X	
Ormond Beach, FL	1:19-op-45272		X
Panama City, FL	1:18-op-45373		X
Pensacola, FL	1:18-op-45331		X
Pinellas Park, FL	1:18-op-45807		X
Selma, AL	1:18-op-45198		X
St. Petersburg, FL	1:18-op-45701		X
Tallahassee, FL	1:18-op-46243		X
Columbus, GA	1:18-op-45567		X
Dallas County, AL	1:18-op-45667		X
Escambia County, FL	1:18-op-45729		X
Jackson County, FL	1:19-op-45283	X	
Laurens County, GA	1:18-op-45945		X
Lee County, GA	1:18-op-46171		X
Leon County, FL	1:18-op-46242		X
Miami-Dade County, FL	1:18-op-45552		X
Mobile County, AL	1:18-op-45186		X
Pasco County, FL	1:18-op-45851		X
Pinellas County, FL	1:18-op-45742		X
Tallapoosa County, AL	1:17-op-45097		X
Tuscaloosa County, AL	1:18-op-45196		X
County of Volusia, FL	1:18-op-45782		X
East Baton Rouge, LA	1:18-op-45160		X
Hattiesburg, MS	1:18-op-45512		X
Long Beach, MS	1:19-op-45517	X	
Meridian, MS	1:18-op-45969		X
Forrest County, MS	1:18-op-45147		X
Saint Martinville, LA	1:19-op-45013		X
St. John the Baptist, LA	1:18-op-45987		X
Marion County, MS	1:18-op-45075		X
Big Bend Community Based Case, Inc.	1:18-op-45493	X	X
Fort Payne, AL	1:17-op-45079		X
New Roads, LA	1:19-op-45011	X	
Policy Jury of the Parish of Pointe Coupee, LA	1:19-op-45012	X	

Respectfully submitted, this 30<sup>th</sup> day of January, 2023.

*/s/ Daniel T. Plunkett*

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*Counsel for Defendants Winn-Dixie Logistics,  
Inc. and Winn-Dixie Stores, Inc.*

**CERTIFICATE OF SERVICE**

**I CERTIFY** that a copy of the foregoing *Response* was served via the Court's ECF System to all counsel of record on January 30, 2023.

*/s/ Daniel T. Plunkett*

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Daniel T. Plunkett